

STATE OF NEVADA



COMMISSION ON ETHICS

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**COMMISSION PANEL DETERMINATION
REGARDING JUST AND SUFFICIENT CAUSE
NRS 281.511(3)**

COMMISSION PANEL: TIMOTHY CASHMAN AND RICK HSU

**IN THE MATTER OF THE REQUEST FOR OPINION
CONCERNING THE CONDUCT OF
Kathy Augustine, Nevada State Controller**

**Request for Opinion
No. 04-47**

On September 3, 2004 pursuant to NRS 281.462, a Commission Panel reviewed the Executive Director's Report and Recommendation Regarding Just and Sufficient Cause, the request for opinion filed herein, and all related documents and determined that just and sufficient cause exists for the Commission to hold a hearing and render an opinion on the allegations that Ms. Augustine violated the provisions of NRS 281.481(2), NRS 281.481(7), and NRS 281.481(9). The Panel further determined that just and sufficient cause does not exist for the Commission to hold a hearing and render an opinion on the allegation that Ms. Augustine violated the provisions of NRS 281.554.

The Request for Opinion is, therefore, REFERRED TO THE NEVADA COMMISSION ON ETHICS, and is scheduled for hearing on Wednesday, September 22, 2004 in Carson City, Nevada.

DATED: September 3, 2004

Stacy M. Jennings
Stacy M. Jennings, MPA, Executive Director

CERTIFICATE OF MAILING

I certify that I am an employee of the Nevada Commission on Ethics and that on this day at Carson City, Nevada, I placed a true and correct copy of the Commission Panel Determination Regarding Just and Sufficient Cause in an envelope and deposited same in the mail, postage prepaid, addressed as follows:

John Arrascada, Esq., Counsel for Kathy Augustine
Arrascada & Rivenbark
145 Ryland Street
Reno, NV 89504

Dated: September 3, 2004

Emily H. Nunez
Office Manager
Nevada Commission on Ethics